D.B. CIVIL SPECIAL APPEAL(W)NO.707/2007

Narendra Vijayvargiya
Vs.
State of Rajasthan

DATE OF ORDER :: 28-05-2007

HON'BLE THE CHIEF JUSTICE SHRI S.N.JHA
HON'BLE SHRI JUSTICE MOHAMMAD RAFIQ

Shri R.N. Vijay, for the appellant.

Challenging his transfer from Kekri to Tonk, the appellant filed writ petition which was dismissed along with a bunch of writ petitions by a common order.

The case of the appellant is that he was transferred from Kekri only to accommodate Satya Narain Pareek. It is said that his wife is posted at Kekri and there is no proper communication between Kekri and Tonk.

Transfers and postings are incidents of service and unless there is violation of any statutory rule or the order is found to be arbitrary or malafide, the Court would not interfere.

In course of hearing it transpired that the appellant has served at Kekri which is his home place for 15 years during the span of service so far. In that view of the matter, we are not inclined to interfere with the order. It is open to the appellant/his wife to make representation for her transfer from Kekri to Tonk.

The appeal is dismissed.

[MOHAMMAD RAFIQ],J. **[S.N.JHA],CJ.**

Praveen